

## EXHIBIT 1

MARION CIVIL SUPERIOR COURT XIX  
INDIANAPOLIS, INDIANA  
JUDGE S. K. REID  
49D14-1203-MI-12046

DR. ORLY TAUTZ *et al.*

v  
"Tautz v Elections"

ELECTIONS COMMISSION, *et al*

ORDER SETTING TRIAL UNDER TRIAL RULE 42 (B)

On motion of plaintiffs and for good cause, given proximacy of election, plaintiffs request an expedited trial on the claims of declaratory relief & permanent injunction only, against the Secretary of State & Elections Commission, beginning the 22<sup>nd</sup> of October 2012, unless otherwise allowed. This Order is pursuant to Trial Rule 42 (B).

Plaintiffs are to present case management order & plan by 11 October 2012, no later than 10 days after service of complaint. Defendants are to respond to case management order & plan by 18 October 2012, no later than 7 days after service of complaint. Defendants are to file a motion for a continuance if they are unable to respond to case management order & plan by 18 October 2012, no later than 7 days after service of complaint.

Plaintiffs may present testimony by telephone by 10/22/12, if their counsel's arrangements and pay for any expenses to plaintiff witnesses. Counsel shall be permitted to testify this time for plaintiffs.

ORDERED this 10<sup>th</sup> October 2012. Clerk to notify counsel of record.

  
JUDGE S. K. REID

Distribution: counsel of record